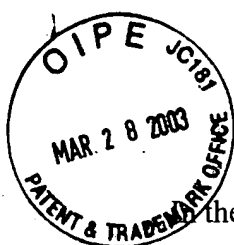


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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

the application of:

Robert BARNHAM and David JOYNT

Serial No.: 09/896,002 — **869002**

Filing Date: June 22, 2001

For: HEAT TOLERANT BROCCOLI

Examiner: C. Collins

Group Art Unit: 1638

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whose address is Morrison & Foerster LLP, 425 Market Street, San Francisco, California 94105-2482, as my associates in the above-identified patent application to inspect the file, to prepare and file amendments, to inspect and make copies thereof and of any papers in any appellate or *inter partes* proceedings in which the application may be or become involved, and generally to conduct all business in the United States Patent and Trademark Office relating to the prosecution of the application or any application that claims priority from this application provided that if any one of said attorneys or agents ceases being affiliated with the law firm of Morrison & Foerster LLP as partner, employee or of counsel, such attorney's or agent's appointment as attorney or agent and all powers derived therefrom shall terminate on the date such attorney or agent ceases being so affiliated.

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Respectfully submitted,

Dated: March 27, 2003

A handwritten signature in cursive script that reads "Michael R. Ward". The signature is written in dark ink and is positioned above a horizontal line.

Michael R. Ward
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